122 p. 114 Mod 6.14 p. 55

The CASE of *Philip Foley*, Eſq; concerning his Election to ſerve in this preſent Parliament, as Burgeſs for the Burrough of *Bewdley* in the County of *Worceſter*.

Humbly preſented to the Conſideration of the Honourable the Knights, Citizens, and Burgeſſes in Parliament Aſſembled.

THE Burrough of *Bewdley* is incorporated by Letters Patents dated the 12*th* of *September*, 3 *Jacobi*, by the name of *Bayliff and Burgeſſes*. A Bayliff and twelve Capital Burgeſſes are named in that Charter, who are impowered (and their Succeſſors alſo) to make as many other Burgeſſes (inhabiting or not inhabiting within the ſaid Burrough) as they ſhould think fit, and impowers them to ſend one of their Burgeſſes to ſerve in Parliament.

The ſaid Bayliff and Burgeſſes ſome years after the granting of the ſaid Charter, made a Company of Twenty five Burgeſſes inhabiting in the ſaid Burrough, and afterwards made ſeveral Gentlemen Burgeſſes, by Grant under the Common Seal, out of which laſt ſort of Burgeſſes, they have uſed to chuſe one to ſerve them in Parliament.

So that the perſons who always have Voted in Elections of Burgeſſes to ſerve in Parliament, are

1. The Bayliff and 12 Capital Burgeſſes.
2. The company of 25.
3. Thoſe who formerly were of the 12, or 25 Burgeſſes, and ſtill enjoy all the Franchizes of Burgeſſhips of the ſaid Burrough.
4. Burgeſſes created by grant under the Seal of the Corporation, conſiſting for the moſt part of Gentlemen, who are called Copy-Burgeſſes.

Feb. 14. 78. Was the day appointed for electing a Burgeſs to ſerve in this Parliament; when there ſtood in competition for the ſaid Burgeſſhip

Philip Foley, Eſq;
Hen. Herbert, Eſq;.

The Recorder of the Town, having read the Precept, proceeded to call over all the Burgeſſes by Name, as they ſtood entered in the Town-Book, and deſired them to declare who they were for; which they having done, it appeared upon caſting up the Poll, that there were but 51 preſent, and of thoſe there were for

Mr. *Foley*.		Mr. *Herbert*.	
Of the Bayliff and Capital Burgeſſes	10.	For Mr. *Herbert*	2
		For Mr. *Herbert*	13.
Of the Company of 25	8.	For Mr. *Herbert*	3.
Of ſuch who formerly were of the 12 or 25 Burgeſſes	6	For Mr. *Herbert*	1.
Of the Copy-Burgeſſes	8.		
In all, for Mr. *Foley*	32.	For Mr. *Herbert*	19.

All which ſorts of Burgeſſes have been admitted, as well in the Election made, 1661, when Sir *Henry Herbert* was elected; and in the laſt Election before this (1673) upon the Death of the ſaid Sir *Henry Herbert*, as in all former Elections.

This being Mr. Philip Foley's *Caſe, he humbly ſubmits the ſame to the judgment of this Honourable Houſe.*

RECORD OFFICE

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